

## Federal Election Commission

## § 111.43

### § 111.41 [Reserved]

### § 111.42 Will the enforcement file be made available to the public?

(a) Yes; the Commission shall make the enforcement file available to the public.

(b) If neither the Commission nor the respondent commences a civil action, the Commission shall make the enforcement file available to the public pursuant to 11 CFR 4.4(a)(3).

(c) If a civil action is commenced, the Commission shall make the enforcement file available pursuant to 11 CFR 111.20(c).

### § 111.43 What are the schedules of penalties?

(a) The civil money penalty for all reports that are filed late or not filed, except election sensitive reports and pre-election reports under 11 CFR 104.5, shall be calculated in accordance with the following schedule of penalties:

If the level of activity in the report was:	And the report was filed late, the civil money penalty is:	Or the report was not filed, the civil money penalty is:
\$1–4,999.99 <sup>a</sup> .....	$[\$27.50 + (\$5 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$275 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$5,000–9,999.99 .....	$[\$55 + (\$5 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$330 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$10,000–24,999.99 .....	$[\$110 + (\$5 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$550 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$25,000–49,999.99 .....	$[\$200 + (\$20 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$1090 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$50,000–74,999.99 .....	$[\$330 + (\$92.50 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$2970 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$75,000–99,999.99 .....	$[\$440 + (\$110 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$3850 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$100,000–149,999.99 .....	$[\$660 + (\$125 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$4950 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$150,000–199,999.99 .....	$[\$980 + (\$150 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$6050 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$200,000–249,999.99 .....	$[\$1100 + (\$175 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$7150 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$250,000–349,999.99 .....	$[\$1500 + (\$200 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$9800 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$350,000–449,999.99 .....	$[\$2000 + (\$200 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$10,900 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$450,000–549,999.99 .....	$[\$2750 + (\$200 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$10,450 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$550,000–649,999.99 .....	$[\$3300 + (\$200 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$11,000 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$650,000–749,999.99 .....	$[\$3850 + (\$200 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$11,550 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$750,000–849,999.99 .....	$[\$4400 + (\$200 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$12,100 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$850,000–949,999.99 .....	$[\$4950 + (\$200 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$12,650 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$950,000 or over .....	$[\$5500 + (\$200 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$13,200 \times [1 + (.25 \times \text{Number of previous violations})]$ .

<sup>a</sup> The civil money penalty for a respondent who does not have any previous violations will not exceed the level of activity in the report.

(b) The civil money penalty for election sensitive reports that are filed late or not filed shall be calculated in

accordance with the following schedule of penalties:

If the level of activity in the report was:	And the report was filed late, the civil money penalty is:	Or the report was not filed, the civil money penalty is:
\$1–\$4,999.99 <sup>a</sup> .....	$[\$55 + (\$10 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$550 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$5,000–\$9,999.99 .....	$[\$110 + (\$10 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$660 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$10,000–24,999.99 .....	$[\$150 + (\$10 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$1090 \times [1 + (.25 \times \text{Number of previous violations})]$ .
\$25,000–49,999.99 .....	$[\$330 + (\$27.50 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$ .	$\$1,400 \times [1 + (.25 \times \text{Number of previous violations})]$ .